Streambank Protection West Branch, Westfield River Huntington, Massachusetts

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Operations and Maintenance Manual

***February 1984



US∕Army Corps of Engineers ≔ New England Division

OPERATION AND MAINTENANCE MANUAL STREAMBANK PROTECTION PROJECT WEST BRANCH, WESTFIELD RIVER HUNTINGTON, MASSACHUSETTS

FORWARD

The successful functioning of bank stabilization works is not assured solely by constructing stone slope protection along the streambank. If the system is to perform the functions for which it was designed, it must be carefully maintained during normal flow stages and following flood periods.

The need for proper maintenance cannot be too highly stressed. Large damages may be incurred through operating failure caused by deterioration or damage that would have been eliminated by proper maintenance.

Necessary maintenance requires that responsible local persons have a thorough understanding of the recommended methods of maintaining the system. It is the purpose of this manual to provide complete information so that all parties may fully understand their responsibilities in maintaining the riverbank protection system in accordance with the regulations prescribed by the Secretary of the Army as amplified by this manual.

The general flood control Regulations for Maintenance and Operation of Flood Control Works quoted herein were approved by the acting Secretary of War on 9 August 1944. Upon establishment of the Department of Defense the improvement of rivers and harbors and other waterways for flood control and other purposes, formerly under the jurisdiction of the Secretary of War, became the responsibility of the Secretary of the Army. References herein to the Secretary of War and War Department shall be construed to mean, respectively, the Secretary of the Army and the Department of the Army. Where reference is made to the District Engineer in the Regulations included in this manual, it shall be construed to mean the Division Engineer, New England Division, Corps of Engineers.

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SECTION I INTRODUCTION

1. AUTHORIZATION

The construction of the streambank protection project on the West Branch of the Westfield River, Huntington, Massachusetts was authorized by the Chief of Engineers on July 17, 1981 pursuant to the authority contained in Section 14 of the 1946 Flood Control Act as amended.

2. LOCATION

The Town of Huntington is located in southern Hampshire County in Western Massachusetts, about 20 miles northwest of the City of Springfield. The project site is located on the right bank of the West Branch of the Westfield River near the center of town.

DESCRIPTION OF DAMAGE

Erosion along about 350 feet of embankment has exposed an existing 8" sewer line and the encasement of the Town's twin 6-inch sanitary sewer inverted siphon subjecting it to possible breakage and freezing.

DESCRIPTION OF PROJECT

The streambank stabilization work accomplished by the Corps of Engineers consists primarily of placing stone (rip-rap) slope protection along the streambank for a distance of approximately 350 feet.

5. PROTECTION PROVIDED

The stone slope protection will prevent further erosion of the strambank in this area and provide protection to the sewer line.

6. CONSTRUCTION HISTORY

Construction of the bank stabilization project was initiated in June 1983 and was essentially completed in September 1983. The project was constructed by B&M Construction, Inc. of Hadley, Massachusetts. The federal cost for the project was approximately \$85,000.

7. ASSURANCES OF LOCAL COOPERATION

The assurances of local cooperation require that operation and maintenance and their resultant annual cost be provided. A copy of the formal assurances is included as Appendix B of this manual.

8. PLANS

Reduced size drawings showing the project as actually constructed is included as Appendix $\ensuremath{\text{D}}_{\bullet}$

SECTION II GENERAL REGULATIONS

9. PURPOSE OF THIS MANUAL

The purpose of this manual is to present detailed information to be used as a guide in complying with "Flood Control Regulations - Maintenance and Operation of Flood Control Works" as approved by the Acting Secretary of War on 9 August 1944, and published in this volume as Appendix A. In executing assurances of local cooperation, the town has agreed to maintain and operate the complete works in accordance with these regulations. The regulations which are intended to cover all local protection projects constructed by the Department throughout the United States are general in nature, and obviously cannot give detailed instructions for the maintenance and operation of a specific project. The details set forth in this manual for maintenance and operation for the project are intended to supplement the regulations to permit obtaining all the benefits and protection against erosion for which the project was designed. Failure to maintain and operate the project as required by the regulations and as detailed herein would result in severe property losses.

10. GENERAL RULES AND REGULATIONS

Paragraph 208.10(a) of the regulations prescribed by the Secretary of War gives general rules for the maintenance and operation of structures and facilities constructed by the United States for local protection. Applicable portions are quoted below to avoid the necessity for cross reference and are further defined by remarks under each quotation.

"(1) The structures and facilities constructed by the United States for local flood protection shall be continuously maintained in such a manner and operated at such times and for such periods as may be necessary to obtain the maximum benefits."

These requirements cannot be overstressed, and the Town authorities must make adequate provisions for funds, personnel, equipment and materials to allow for the proper maintenance and operation of the streambank protective works.

"(2) The State, political subdivision thereof, or other responsible local agency, which furnished assurance that it will maintain and operate flood control works in accordance with regulations prescribed by the Secretary of War, as required by law, shall appoint a permanent committee consisting of or headed by an official hereinafter called the "Superintendent," who shall be responsible for the development and maintenance of, and directly in charge of, an organization responsible for the efficient operation and maintenance of all the structures and facilities during flood periods and for continuous inspection and maintenance of the project works during the periods of low water, all without cost to the United States."

The Division Engineer or his representatives will make periodic inspections of the protective works to determine if the project is being properly maintained and operated by the Town.

"(8) Maintenance measures or repairs which the District Engineer deems necessary shall be promptly taken or made."

The Town should maintain the facilities and keep them in good repair and not wait for the Division Engineer to call such matters to its attention. Upon request, the Division office will advise the Town how to make any major repairs to the facilities.

"(9) OMITTED.

"(10) The War Department will furnish local interests with an Operation and Maintenance Manual for each completed project, to assist them in carrying out their obligations under these regulations."

The flood control committee should familiarize itself with the contents of this manual. The Town authorities are encourage to call on the Division Office of the Corps of Engineers for any additional advice or instructions required by them in carrying out the Town's obligations for maintaining and operating the protection facilities.

11. MAINTENANCE.

- a. The word "maintenance" as used in this manual applies to the upkeep, repair, replacement and care of the work constructed by the United States and turned over to the Town. If the work is neglected there will be deterioration and possible failure in flood time when there is dire need of dependable protection.
- b. Maintenance includes a regular walking inspection over the entire system. The purpose of the inspection is to detect any deterioration of project features that indicates a need for repair or replacement.

12. OPERATION.

- a. The term "operation" as used in this manual, refers to the actual functions of the various features of the protection works during abnormally high stages of the river.
- b. When abnormal stages are expected, it is important that the Superintendent make immediate decisions, take prompt action and has the authority to carry out his decisions to insure proper continued operation of the protection work.
- c. To insure correct operation the following items are considered to be essential:

- (1) At least one person (preferably 2 or 3) be familiar with the protection works including the various types of materials comprising the streambank protection work.
- (2) The sources of these materials should be established ahead of time. If possible a small amount of each type of material should be stockpiled nearby for quick use.
- (3) Sufficient loading, hauling and placing equipment should be readily available for providing and placing the repair materials.
- (4) Sufficient experienced personnel should be readily available for patrolling and performing the repair work.

13. REPORTS

- a. The regulations prescribed by the Secretary of the Army call for semi-annual reports to be submitted by the Superintendent to the Division Engineer covering inspection and maintenance. Inspection of the protective facilities shall be made immediately prior to flood seasons, immediately following floods, and otherwise at intervals not exceeding 90 days as required by regulations.
- b. To assist the Superintendent in making his inspection, a sample form is included in Appendix C. The Superintendent shall have additional copies printed for use in submitting his reports.
- c. The semi-annual reports shall be submitted in triplicate to the Division Engineer each February and August. The reports will be submitted in letter form with copies of the inspection forms covering the inspections made during the period of the reports. The reports shall cover the following points:
- (1) A description of the maintenance work performed in the preceding six months.
- (2) The number and classification of men working on maintenance, regularly and intermittently.
- (3) Description of any work performed by contract on the repair or improvements of the project.

SECTION III SHORELINE PROTECTION WORK

14. DESCRIPTION

The bank stabilization work accomplished by the Corps of Engineers consists of the placement of stone slope protection along the riverbank for a distance of approximately 350 feet.

15. MAINTENANCE

Paragraph 208.10(g)(1) of the prescribed regulations sets forth rules for the maintenance of channels and floodways. These rules are quoted below, followed by brief comments where applicable to clarify these rules as they apply to the project.

"Channels and Floodways. - (1) Maintenance. - Periodic inspections of improved channels and floodways shall be made by the Superintendent to be certain that;

- (1) The channel or floodway is clear of debris, weeds and wild growth."
- All debris and growth at the protective work shall be removed promptly. Failure to remove wild growth could eventually lead to structural damage to the slope from the root system and a loss of integrity to the project. If left unchecked, growth will cause reduced channel capacity.
- "(11) The channel or floodway is not being restricted by the depositing of waste materials, building or unauthorized structures or other encroachments;"

Dumping of waste materials or any types of encroachment on the protective work shall be prohibited and prompt steps shall be taken to remove or have removed any such encroachments.

"(iii) The capacity of the channel or floodway is not being reduced by the formation of shoals;"

Shoal areas should be removed, but care should be exercised that slopes of the channel and existing banks are not undercut or damaged. Existence of shoal areas will be apparent from inspections during time of low flow.

"(iv) Banks are not being damaged by rain or wave wash and that no sloughing of bank has occurred;"

Banks damaged by rain or wave wash or sloughing shall be inspected for damage and be repaired promptly, using materials similar to that used in their original construction. Such inspection shall be made at intervals not to exceed 90 days. Immediate steps will be taken to remedy any adverse conditions disclosed by such inspections.

16. OPERATION

Paragraph 209.10(g)(2) of the prescribed regulations gives rules for operation of channels and floodways. These rules are paraphrased below with regard to the project.

(1) Operation. The bank of the river along the project area shall be patrolled during periods of high water, and measures shall be taken to protect those reaches being attacked by waves. Immediate appropriate measures shall be taken to prevent the formation of jams of ice or debris, and large objects which become lodged against the bank shall be removed. The project shall be thoroughly inspected immediately following each major high water period. As soon as practicable thereafter, all snags and other debris shall be removed and all damage to the stone protection shall be repaired.

APPENDIX A REGULATIONS PRESCRIBED BY THE SECRETARY OF THE ARMY

TITLE AS-NAVIGATION AND **NAVIGABLE WATERS**

Chapter II-Corps of Engineers, War Department

PART 208-PLOOP CONTROL REGULATIONS MAINTENANCE AND OPERATION OF FLOCE CONTROL WORKS

Pursuant to the provisions of section 3 of the Act of Congress approved June 22. 1936, as amended and supplemented (49 Stat. 1571; 50 Stat. 877; and 55 Stat. 638; 23 U. S. C. 701c; 701c-1), the following regulations are hereby prescribed to govern the maintenance and operation of flood control works:

§ 208.10 Local flood protection works; maintenance and operation of structures and facilities-(a) General. (1) The structures and facilities constructed by the United States for local flood protection shall be continuously maintained in such a manner and operated at such times and for such periods as may be necessary to obtain the maximum benefits.

(2) The State, political subdivision thereof, or other responsible local agency, which furnished assurance that it will maintain and operate flood control works in accordance with regula-tions prescribed by the Secretary of War. as required by law, shall appoint a permanent committee consisting of or headed by an official hereinafter called the "Superintendent," who shall be respensible for the development and maintenance of, and directly in charge of, an organization responsible for the efficient operation and maintenance of all of the structures and facilities during flood periods and for continuous inspection and maintenance of the project works during periods of low water, all without cost to the United States.

(2) A reserve supply of materials needed during a flood emergency shall be kept on hand at all times.

(4) No encroachment or trespess which will adversely affect the efficient operation or maintenance of the project works shall be permitted upon the rightsof-way for the protective facilities.

(8) No improvement shall be passed over, under, or through the walls, levees, improved channels or floodways, nor shall averavation or construction be permitted within the limits of the profect right-of-way, nor shall any change be made in any feature of the works without prior determination by the Disirici Engineer of the War Department or its authorised representative that such improvement, excavation, construction, or alteration will not adversely affect the functioning of the protective facilities. Such improvements or alterations as may be found to be desirable and permissible under the above determination shall be constructed in accordance with standard engineering practice. Advice regarding the effect of proposed improvements or alterations on the functioning of the project and information concerning methods of construction acceptable under standard engineering practice shall be obtained from the District Engineer or, if otherwise obtained, shall be submitted for his approval. Drawings or prints showing such improvements or alterations as Enally constructed shall be furnished the District Engineer after completion of the Work.

(d) It shall be the duty of the sumerintendent to submit a semisanual report to the District Engineer covering inc tion, maintenance, and operation of the protective works.

(7) The District Engineer or his authorised representatives shall have accase at all times to all portions of the protective works.

(8) Maintenance measures or repairs which the District Engineer deems necessary shall be promptly taken or made.

(\$) Appropriate méasures shall be taken by local authorities to insure that the activities of all local organizations operating public or private facilities connected with the protective werks are coordinated with those of the Superintend-

ent's organisation during flood periods.
(19) The War Cepartment will furnish local interests with an Operation and Maintenance Manual for each completed project, or separate useful part thereof, to mastet them in carrying out their obligations under these regulations.

(b) Levees—(1) Maintenance. The Superintendent shall provide at all times such maintenance as may be required to insure serviceability of the structures in time of flood. Measures shall be taken to promote the growth of sod, exterminate burrowing animals, and to provide for reutine mowing of the grass and weeds, removal of wild growth and drift deposits, and repair of damage caused by erosion or other forces. Where practicable, measures shall be taken to retard bank erosion by planting of willows or other suitable growth on areas riverward of the levees. Periodic inspections shall be made by the Superintendent to insure that the above maintenance measures are being effectively carried out and, further, to be certain that:

(i) No unusual settlement, sloughing, or material loss of grade or leves cross

section has taken place:

(ii) No caving has occurred on either the land side or the river side of the levee which might affect the stability of the leves section;

(iii) No accepage, saturated areas, or sand boils are occurring;

(iv) Toe drainage systems and pressure relief wells are in good working condition, and that such faculties are not becoming clogged:

(v) Drains through the leves and gates on said drafts are in good working

condition:

(vi) No revelment work or riprap has been displaced, washed out, or removed;

(vii) No action is being taken, such as burning grass and woods during inappropriate seasons, which will retard g destroy the growth of sod;

(viii) Access roads to and on the levee are being properly maintained;

(ig) Cattle guards and gates are in good condition;

(x) Crown of lever is shaped so as to drain readily, and roadway thereon, if any, is well shaped and maintained;

(xl) There is no unauthorised grazing or vehicular traffic on the levece;

(xii) Encroachments are not being made on the leves right-of-way which might endanger the structure or hinder its proper and efficient functioning durin times of emergency.

Such inspections shall be made immediately prior to the beginning of the Bood season; immediately following each major high water period, and otherwise at intervals not exceeding 30 days, and such intermediate times as may be necessary to insure the best possible care of

the levee. Immediate steps will be taken to cor ect dangerous conditions discloses by such inspections. Regular mainteance topair measures shall be accomplished derest the appropriate season as scheduled by the Superintendent

(2) Operation. During flood periods the leves shall be patrolled continuously to locate possible sand boils or unusual wetness of the landward slope and to be certain that:

(i) There are no indications of slides

or sloughs developing;

(ii) Wave wash or accurring action is not occurring:

(iii) No low reaches of levee exist which may be overtopped:

(iv) No other conditions exist which might endanger the structure.

Appropriate advance measures will be taken to insure the availability of adequate labor and materials to meet all contingencies. Immediate steps will be taken to control any condition which endangers the levee and to repair the damaged section.

(c) Flood wells,-(1) Maintenance. Periodic inspections shall be made by the Superintendent to be certain that:

(i) No seepage, saturated areas, or sand boils are occurring;

(ii) No undue settlement has occurred which affects the stability of the wail or its water tightness:

(III) No trees exist, the roots of which might extend under the wall and offer accelerated seepage paths;

(iv) The concrete has not undergone eracking, chipping, or breaking to an extent which might affect the stability of the wall or its water tightness;

(v) There are no enereachments upon the right-of-way which might endanger the structure or hinder its functioning in time of flood:

(vi) Care is being exercised to pre-vent accumulation of trash and debris adjacent to walls, and to insure that no fires are being built near them;

(vii) No bank saving conditions exist rivetward of the wall which might endanger its stability;

(vill) Toe drainage gretoms and pres-sure relief wells are in good working condition, and that such facilities are not becoming closued

Such inspections shall be made immedistely prior to the beginning of the flood season, immediately following each ma-ior high water period, and otherwise at intervals not exceeding 90 days. Measures to eliminate encroachments and effect repairs found necessary by such inspections shall be undertaken immediately. All repairs shall be accomplished by methods acceptable in standard engineering practice.

(2) Operation. Continuous patrol of the wall shall be maintained during flood pariods to locate possible leakage at monolith joints or seepage underneath the wall. Floating plant or boats will not be abowed to lie against or tie up to the wall. Should it become necessary during a Sood emergency to pass anchor cables over the wall, adequate measures shall be taken to protect the concrete and construction joints. Immediate steps shall be taken to correct any condition which endangers the stability of the wall.

(d) Drainage structures—(1) Maint. - mance. Adequate measures shall be taken to insure that injet and outlet channels are kept open and that trash, drift, or debris is not allowed to accumulate nea-drainage structures. Plap gates and manually operated gates and valves on

drainage structures shall be examined. oiled, and trial operated at least once every 90 days. Where drainage structures are provided with stop log or other emergency closures, the condition of the equipment and its housing shall be inspected regularly and a trial installation of the emergency closure shall be made at least once each year. Periodic inspections shall be made by the Superintendent to be certain that:

(i) Pipes, gates, operating mechanism, riprap, and headwalls are in good con-

(ii) Inlet and outlet channels are open; (iii) Care is being exercised to prevent the accumulation of trath and debris near the structures and that no fires are being built near bituminous coated pipes;

(iv) Erosion is not occurring adjacent to the structure which might endanger

its water tightness or stability.

Immediate steps will be taken to repair damage, replace missing or broken parts, or remedy adverse conditions dis-

closed by such inspections. (2) Operation. Whenever high water conditions impend, all gates will be inspected a short time before water reaches the invert of the pipe and any object which might prevent closure of the gate shall be removed. Automatic gates shall he closely observed until it has been ascertained that they are accuraly closed. Manually operated gates and valves shall be closed as necessary to prevent inflow of flood water. All drainage structures in levers shall be inspected frequently during floods to accertain whether seepage is taking place along the lines of their contact with the embankment. Immediate steps shall be taken to correct any adverse condition.

(a) Closure structures-(1) Maintemance. Closure structures for traffic openings shall be inspected by the superintendent every 90 days to be certain

that: (1) No parts are missing;

(ii) Metal parts are adequately covered with paint:

(iii) All movable parts are in satisfactory working order.

(iv) Proper closure can be made

promptly when necessary;
(v) Sufficient materials are on hand for the erection of sand bag cleaures and that the location of such materials will be readily accessible in times of emer-

gency. Tools and parts shall not be removed for other use. Trial erections of one or more closure structures shall be made once each year, alternating the structures chosen so that eacit gate will be erected at least once in each 3-year poriod. Trial erection of all closure structures shall be made whenever a change is made in key operating personnel. Where railroad operation makes trial erection of a closure structure infeasible, rigorous inspection and drill of operating personnel may be substituted therefor. Trial erection of sand bag closures is not required. Closure materials will be carefully checked prior to and following Sood periods, and damaged or missing parts shall be repaired or replaced immediately.

(2) Operation. Erection of each movable closure shall be started in sufficient time to permit completion before flood waters reach the top of the structure Information regarding the proper method of erecting each individual closure structure, together with an estimate of the time required by an experienced crew to complete its erection will be given in the Operation and Maintenance Manusi which will be furnished local interests upon completion of the project. Closure structures will be inspected frequently during flood periods to ascertain that no undue leakage is occurring and that drains provided to care for ordinary leakage are functioning properly. Beats or floating plant shall not be allowed to tie up to closure structures or to discharge Passengers or cargo over them.

(f) Pumping plants—(1) Mainte-nance. Pumping plants shall be inspected by the Superintendent at intervals not to exceed 30 days during flood seasons and 90 days during off-flood seasons to insure that all equipment is in order for instant use. At regular intervals, proper measures shall be taken to provide for cleaning plant, buildings, and equipment, repainting as necessary, and lubricating all machinery Adequate supplies of lubricants for all types of machines, fuel for gasoline or diesel powered equipment, and mash lights or lanterns for emergency lighting shall be kept on hand at all times. Telephone service shall be maintained at pumping plants. All equipment, including switch gear, transformers, motors, pumps, valves, and gates shall be trial operated and checked at least once every 90 days. Megger tests of all insulation shall be made whenever wiring has been subjected to undue dampness and otherwise at intervals not to exceed one year. A record shall be kept showing the results of such tests. Wiring disclosed to be in an unsatisfactory condition by such tests shall be brought to a satisfactory condition or shall be promptly replaced. Diesel and gasoline engines shall be started at such intervals and allowed to run for such length of time as may be necessary to insure their serviceability in times of emergency. Only skilled electricians and mechanics shall be employed on tests and repairs. Operating personnel for the plant shall be present during tests. Any equipment removed from the station for repair or replacement shall be returned or replaced as soon as practicable and shall be trial operated after reinstallation. Repairs requiring removal of equipment from the plant shall be made during off-flood seasons insofar as practicable

(2) Operation. Competent operators shall be on duty at pumping plants whenever it appears that necessity for pump operation is imminent. The operator shall thoroughly inspect, trial operate, and place in readiness all plant equipment. The operator shall be familiar with the equipment manufacturers' instructions and drawings and with the "Operating Instructions" for each station. The equipment shall be operated in accordance with the above-mentioned "Operating Instructions" and care shall be exercised that proper lubrication is being supplied all equipment, and that no overheating, undue vibration or noise is occurring. Immediately upon final recassion of flood waters, the pumping station shall be thoroughly cleaned, pump house sumps flushed, and equipment thoroughly inspected, oiled and greased. A record or log of pumping plant operation shall be kept for each station, a copy of which shall be furnished the District Engineer following each flood.

(g) Channels and Roodways — (1) Maintenance. Periodic inspections of improved channels and floodways shall be made by the Superintendent to be certain that:

(!) The channel or floodway is clear of debris, weeds, and wild growth;

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(ii) The channel or floodway is not being restricted by the depositing of wante materials, building of unauthorised structures or other encroachments;
(III) The capacity of the channel

floodway is not being reduced by the

formation of shoels:

(iv) Banks are not being damaged by rain or wave wash, and that no sloughing of banks has occurred;

(v) Riprap sections and deflection dikes and walls are in good condition;

(vi) Approach and egress channels adjacent to the improved channel or floodway are sufficiently clear of obstructions and debris to permit proper functioning of the project works

Such inspections shall be made prior to the beginning of the flood season and otherwise at intervals not to exceed 90 days. Immediate stops will be taken to remedy any adverse conditions disciosed by such inspections. Measures will be taken by the Superintendent to promote the growth of grass on bank slopes and earth deflection dikes. The Superintendent shall provide for periodic repair and cleaning of debris basins, check dams, and related structures as may be Decessery.

(2) Operation. Both banks of the channel shall be patrolled during periods of high water, and measures shall be taken to protect those reaches being attacked by the current or by wave wash. Appropriate measures shall be taken to prevent the formation of jams of ice or debris. Large objects which become lodged against the bank shall be removed. The improved channel or floodway shall be thoroughly inspected immedistely following each major high water As soon as practicable there. period. As soon as practicable ther after, all anage and other debris shall removed and all damage to banks, ripr. deflection dikes and walls, drainage out-lets, or other flood control structures

repaired. (h) Mucellaneous

facilities -- (1) Maintenance. Miscellaneous structures and facilities constructed as a part of the protective works and other structures and facilities which function as a part of, or affect the efficient functioning of the protective works, shall be periodically inspected by the Superintendent and appropriate maintenance measures taken. Damaged or unserviceable parts shall be repaired or replaced without delay.

Areas used for ponding in connection
with pumping plants or for temporary storage of interior run-off during flood periods shall not be allowed to become filled with silt, debris, or dumped material. The Superintendent shall take proper steps to prevent restriction of bridge openings and, where practicable. shall provide for temporary raising during floods of bridges which restrict chan-

nel capacities during high flows.
(3) Operation. Miscellaneous facilities shall be operated to prevent or reduce flooding during periods of high water. Those facilities constructed as a part of the protective works shall not be used for purposes other than flood protection without approval of the District Engineer uniess designed therefor. (49 Stat. 1871, 50 Stat. 877; and 55 Stat. 638; 23 U.S.C. 101c; 101c-1) (Regs. 9 August 1944, CE SPEWF)

[BEAL]

J. A. ULIO. Major General, The Adjutant General.

(P. R. Dot. 46-12286; Piled, August 16, 1944; 9:45 a. m.)

APPENDIX B ASSURANCES OF LOCAL COOPERATION

AGREEMENT BETWEEN THE UNITED STATES OF AMERICA

AND

THE COMMONWEALTH OF MASSACHUSETTS
FOR LOCAL COOPERATION AT THE

EMERGENCY STREAMBANK PROTECTION PROJECT
WEST BRANCH, WESTFIELD RIVER, HUNTINGTON, MASSACHUSETTS

THIS AGREEMENT entered into this 25 day of Janton, 1982, by and between the UNITED STATES OF AMERICA (hereinafter called the "Government"), represented by the Contracting Officer executing this agreement and the COMMONWEALTH OF MASSACHUSETTS (hereinafter called the "Commonwealth"), acting by and through the Department of Environmental Quality Engineering, with the consent of the Governor;

WITNESSETH THAT:

WHEREAS, construction of the emergency streambank protection project along the west branch of the Westfield River, Huntington, Massachusetts, comprising placement of 150 feet of stone riprap slope protection in two sections (hereinafter called the "Project"), was approved by the Chief of Engineers on 17 July 1981 under authority granted by Section 14 of the 1946 Flood Control Act, Public Law 79-526, (33 USCA 701r), as amended by Section 27 of the Water Resources Development Act of 1974, Public Law 93-251, approved 7 March 1974; and

WHEREAS, the Commonwealth hereby represents that it has the authority and capability to furnish the non-Federal cooperation required by the Federal legislation authorizing the Project and by other applicable law.

NOW, THEREFORE, the parties agree as follows:

- 1. The Commonwealth agrees that, if the Government shall commence construction of the emergency streambank protection project on the west branch of the Westfield River, Huntington, Massachusetts, substantially in accordance with the approval of the Chief of Engineers under authority of Section 14 of the 1946 Flood Control Act, Public Law 79-526, as amended the Commonwealth shall in consideration of the Government commencing construction of such project, fulfill the requirements of non-Federal cooperation in such legislation, to wit:
- a. Assume responsibility for all costs in excess of the Federal limitation of \$250,000.00 to insure that expenditure of Federal funds will result in a complete and fully effective project. The Federal cost limitation includes costs of all investigations, planning, engineering, supervision, inspection and administration involved in development and construction.
- b. Provide, without cost to the United States, all lands, easements, and rights-of-ways necessary for project construction.
- c. Hold and save the United States free from damages due to the construction, operation and maintenance of the project except where such damages are due to the fault of the United States or its contractors.
- d. Maintain and operate the project after completion without cost to the United States in accordance with regulations prescribed by the Secretary of the Army.
- e. Prevent future encroachment which might interfere with proper functioning of the project.

- f. Comply with Title VI of the Civil Rights Act of 1964 (78 Stat 241) and Department of Defense directive 5500.11 issued pursuant thereto and published in Part 300 of Title 32, Code of Federal Regulations.
- g. Comply with the requirements of non-Federal cooperation specified in Sections 210 and 305 of Public Law 91-646 approved 2 January 1971, entitled "Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970."
- 2. The Commonwealth hereby gives the Government a right to enter upon, at reasonable times and in a reasonable manner, lands which the Commonwealth owns or controls, for access to the Project for the purpose of inspection, and for the purpose of operation, repairing and maintaining the Project, if such inspection shows that the Commonwealth for any reason is failing to repair and maintain the Project in accordance with the assurances hereunder and has persisted in such failure after a reasonable notice in writing by the Government delivered to Commonwealth officials. No operation, repair and maintenance by the Government in such event shall operate to relieve the Commonwealth of responsibility to meet its obligations as set forth in paragraph 1 of this agreement, or to preclude the Government from pursuing any other remedy at law or equity.

IN WITNESS WHEREOF, the parties hereto have executed this contract as of the day and year first above written.

THE UNITED STATES OF AMERICA

THE COMMONWEALTH OF MASSACHUSETTS
Department of Environmental Quality
Engineering

By X 10 (Sympost

ARTHUR N. RAPPAPORT
Lt. Colonel, Corps of Engineers
Acting Division Engineer
Contracting Officer

FOR THE SECRETARY OF THE ARMY:

Date 27 Sastant / 782

By <u>anthon D. Cortere 10 pm</u> ANTHONY D. CORTESE

Commissioner

ate July 23

Governor

APPROVED

APPROVED AS TO MATTERS OF FORM

Assistant Attorney Goran

CERTIFICATE OF AUTHORITY

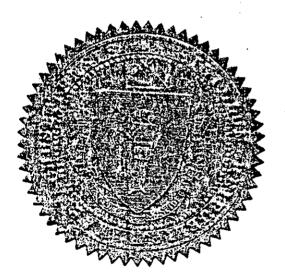
I,, do hereby certify that I am the
Attorney General of the Commonwealth and that the Department of Environmental
Quality Engineering is a legally constituted public body with full authority
and legal capacity to perform the terms of the agreement between the United
States of America and the Commonwealth of Massachusetts in connection with
the Local Cooperation Agreement for the emergency streambank protection on the
west branch of the Westfield River, Huntington, Massachusetts, and to pay
damages, if necessary, in the event of the failure to perform in accordance
with Section 221 of Public Law 91-611 and that the persons who have executed
the contract on behalf of the Commonwealth of Massachusetts have acted
within their statutory authority.

IN WITNESS WHEREOF, I have made and executed this certificate this 22 Md day of Sillator, 1982.

Attorney General of the Commonwealth

CERTIFICATION

I, Michael JOseph Connolly, do hereby certify that I am
Secretary of the Commonwealth; that Anthony D. Cortese,
who signed this Agreement on behalf of the Commonwealth was then the Commission
of the Department of Environmental Quality Engineering; that said Agreement
was duly signed for and on behalf of the Commonwealth; and that said Agreement
is within the scope of the Commissioner's powers; thatEdward J. King
was Governor of this Commonwealth on the date of
approval of this agreement; and thatFrancis X. Bellotti
was Attorney General at the time of his approval.



Secretary of the Commonwealth

AGREEMENT BETWEEN

THE COMMONWEALTH OF MASSACHUSETTS

AND

THE TOWN OF HUNTINGTON

FOR LOCAL COOPERATION AT THE

EMERGENCY STREAMBANK PROTECTION PROJECT

WEST BRANCH, WESTFIELD RIVER, HUNTINGTON, MASSACHUSETTS

THIS AGREEMENT entered into this 27th day of the July , 1982, by and between the Commonwealth of Massachusetts (hereinafter called the "Commonwealth") acting by the Department of Environmental Quality Engineering, through the Division of Waterways, and the Town of Huntington (hereinafter called the "Town") acting by and through the Huntington Board of Selectmen;

WITNESSETH THAT:

WHEREAS, construction of the emergency streambank protection project along the west branch of the Westfield River, Huntington, Massachusetts, comprising placement of 150 feet of stone riprap slope protection in two sections (hereinafter called the "Project"), was approved by the Chief of Engineers on 17 July 1981 under authority granted by Section 14 of the 1946 Flood Control Act, Public Law 79-526, (33 USCA 701r), as amended by Section 27 of the Water Resources Development Act of 1974, Public Law 93-251, approved 7 March 1974; and

WHEREAS, the Town hereby represents that it has the authority and capability to furnish the non-Federal cooperation required by the Federal legislation authorizing the Project and by other applicable law.

NOW, THEREFORE, the parties agree as follows:

- A. The Town agrees that, if the United States of America (hereinafter called the "Government") shall commence construction of the emergency streambank protection project on the west branch of the Westfield River, Huntington, Massachusetts, substantially in accordance with the approval of the Chief of Engineers under authority of Section 14 of the 1946 Flood Control Act, Public Law 79-526, as amended, the Town shall in consideration of the Government commencing construction of such project, fulfill the requirements of non-Federal cooperation in such legislation, to wit:
- 1. Assume responsibility for all cost in excess of the Federal limitation of \$250,000.00 to insure that expenditure of Federal funds will result in a complete and fully effective project. The Federal cost limitation includes of all investigations, planning, engineering, supervision, inspection and administration involved in development and construction.
- 2. Provide, without cost to the Commonwealth, all lands easements, and right-of-ways necessary for project construction.
- 3. Hold and save the Commonwealth free from damages due to the constructin, operation and maintenace of the project except where such damages are due to the fault of the Government or it contractors.
- 4. Maintain and operate the project after completion without cost to the Commonwealth in accordance with regulations prescribed by the Secretary of the Army.

- 5. Prevent future encroachment which might interfere with proper functioning of the project.
- 6. Comply with Title VI of the Civil Rights Act of 1964 (78 Stat 241) and Department of Defense directive 5500.11 issued pursuant thereto and published in Part 300 of Title 32, Code of Federal Regulations.
- 7. Comply with the requirements of non-Federal cooperation specified in Sections 210 and 305 of Public Law 91-646 approved 2 January 1971, entitled "Uniform Relocation Assistance and Real Property Acquistion Policies Act of 1970."
- B. The Town hereby gives the Commonwealth a right to enter upon, at reasonable times and in a reasonable manner, lands which the Town owns or controls, for access to the Project for the purpose of inspection, and for the purpose of operation, repairing and maintaining the Project, if such inspection shows that the Town for any reason is failing to

repair and maintain the Project in accordance with the assurances hereunder and has persisted in such failure after a reasonable notice in writing by the Commonwealth delivered to Town officials. No operation, repair and maintenance by the Commonwealth in such event shall operate to relieve the Town of responsibility to meet its obligations as set forth in paragraph A of this agreement, or to preclude the Government from pursuing any other remedy at law or equity.

C. This agrement is subject to the approval of the Attorney General.

IN WITNESS WHEREOF, the parties hereto have executed this contract as of the day and year first above written.

Accepted:

anthony D. Contes 10pm)

Commissioner, Department of Environmental Quality Engineering

Chief Engineer, Division of

Town of Huntington

Chairperson, Board of Selectmen

Member, Bolard of Selectmen

Member, Board of Selectmen

Approved as to Form:

Assistant Attorney General



Huntington, Massachusetts 01050

July 8, 1932

Excerpt from minutes of the meeting of the Board of Selectmen, Town of Huntington, held on July 7, 1982:

"On a motion duly made, seconded and passed, it was

VOTED: That the members of the Board of Selectmen will put their signatures to the Agreement between the Commonwealth of Massachusetts and the Town of Huntington for local cooperation at the emergency streambank protection project, West Branch, Westfield River, Huntington, Mass."

APPENDIX C INSPECTION REPORT FORMS

DESIGNATION OF SUPERINTENDENT

Name Of Project:	
Location:	
MAINTAINING MUNICIPAL AGENCY:	•
Agency:	
	Tel. No.
"SUPERINTENDENT" - as required Title 33 US	by Section 208.10 (a) (2), Chap II,
Name & Title:	•
	(
Business Address:	
Business Tel. No:	
Nights, Sundays, Address:	•
Nights, Sundays, Tel. No:	
Remarks:	
·	
	Signed
	Title:
	Date:

NOTE: To be submitted and updated as necessary by the responsible agency which will maintain and operate the works in accordance with regulations prescribed by the Secretary of the Army as required by law (Title 33, Chap. 208, Sec II, USC).

LOCAL FLOOD PRO	OTECTI	ON PROJECT INSPECTION REPORT
Project:		
Maintaining Agency:		
Type Inspection: Semi	-Annual	Staff90 Day Interim
River Basin:		Date of Inspection
Feature	Sat U	nsat Deficiencies
PUMPING STATIONS -	STRUC	TURES NA
INTERIOR		N/A
EXTERIOR		NIA
PUMPS - MOTORS - EN	IGINES	N/A
TRIAL OPERATED		N/A
GENERAL CONDITION		N/A
POWER SOURCE		NIA
INSULATION TESTS		NIA
METAL INTAKES/OUTLETS		NIA
GATE VALVES		N/A
GATES - DRAINAGE ST	RUCTU	RES N/A
TRIAL OPERATED		N/A
GENERAL CONDITION		N/A
LUBRICATION		N/A
Rıv	/ERBA	INK
GENERAL CONDITION		
SLOPES/EROSION	•	
SAND BOILS/CAVING		
TRESPASSING		
SLOPE PROTECTION		
DRAINS		
STOP-LOGS - LOG BOO	M	N/A
CONDITION OF LOGS		N/A
AVAILABILITY OF LOGS		N/A
HIGHWAY SLOTS		N/A
STORAGE FACILITIES		N/A
CHANNELS - OUTLET W	ORKS	CHANNEL
BANKS		
OBSTRUCTION CONTROL		

SURFACE SETTLEMENT JOINTS DRAINS MISCELLANEOUS EMERGENCY OPER. PLAN EMERGENCY EQUIPMENT SEMI-ANNUAL REPORT Inspection Party: Photographs Taken: (Indicate Here Observations, Discussions, Special Deficiencies, Recommendations and any other pertiuse Continuation Sheet if necessary.)	Deficiencies	Unsat	Sati	Feature	Featu
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APPENDIX D

AS-BUILT DRAWINGS

